

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

In re: PHARMACEUTICAL INDUSTRY  
AVERAGE WHOLESALE PRICE  
LITIGATION

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**THIS DOCUMENT RELATES TO:**

*United States of America, ex rel. Ven-a-Care*  
*of the Florida Keys, Inc. v. Abbott*  
*Laboratories, Inc.,*  
CIVIL ACTION NO. 06-CV-11337-PBS

)  
)  
) MDL No. 1456

) Civil Action No. 01-12257-PBS  
)

) Hon. Patti B. Saris  
)

) Magistrate Judge Marianne B. Bowler  
)  
)  
)

**UNITED STATES' MEMORANDUM IN SUPPORT OF ITS MOTION TO COMPEL  
ABBOTT TO PROVIDE DEPOSITION DATES FOR MEMBERS OF ITS  
ALTERNATE SITE SALES FORCE AND TO PRODUCE RELATED DOCUMENTS**

**EXHIBIT F**



**U.S. Department of Justice**

Civil Division  
Commercial Litigation Branch  
Fraud Section

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Ninth Floor  
Washington, DC 20004

Telephone: (202) 514-1511

November 2, 2007

Via Electronic & First Class Mail

Jason G. Winchester  
Carol P. Geisler  
Jones Day  
77 West Wacker  
Chicago, Illinois 60601-1692

Re: *U.S. ex rel. Ven-a-Care of the Florida Keys, Inc. v. Abbott Laboratories, Inc.*, 06-CV-11337-PBS, *In re Pharmaceutical Industry Average Wholesale Price Litigation*, MDL No. 1456/Civil Action No. 01-12257

Dear Jason and Carol:

As you know, during our July 6, 2007 meet and confer regarding Abbott's production of Alternate Site sales force personnel files and numerous other categories of outstanding discovery, you stated that Abbott would produce by the week of July 9, 2007, a detailed list of the types of documents making up the "personnel files" of the Alternate Site sales force, and a list of the 90 field sales force personnel for whom such records would be produced. We have yet to receive either such list. You further stated that you anticipated completing Abbott's production of the sales force personnel files in the three to four week time period following our July 6, 2007 meet and confer. (See 7/25/07 letter from R. Ford to J. Winchester at 1).

On August 16, 2007 and October 11, 2007, Abbott produced certain Alternate Site sales force personnel files. Those productions included documents Bates labeled ABT-DOJ 0298105 - 0300380 and ABT-DOJ 0300575 - 0302521, respectively. Among the pages produced by Abbott, the Department of Justice located personnel records related to the list of individuals attached at Exhibit 1. The cover letter of your October 11, 2007 letter stated that Abbott expected to complete its production of Alternate Site sales force personnel files by October 31, 2007. (See 10/11/07 letter from J. Winchester to R. Brooker at 2). As of today, the United States has yet to receive Abbott's final production of this category of documents.

As you know, on May 16, 2007, Magistrate Judge Bowler ordered Abbott to produce to the United States the Alternate Site sales force documents at issue here. The United States has

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been awaiting the production of these documents for many months. For these reasons, and because the discovery deadline in this case is less than 60 days away, it is imperative that Abbott produce the remaining sales force personnel files immediately. Accordingly, please provide us by close of business today, the complete list of Abbott's Alternate Site field sales force for the period 1991 - 2003, the names of the sales force for whom files have yet to be produced, the names of any Alternate Site sales force for whom Abbott will not be producing personnel files and the accompanying reasons why no production will be made, and the types of documents that should be included in the "personnel files" of the Alternate Site field sales force. In addition, please provide any remaining files by November 5, 2007, along with written confirmation that those files together with the files listed on Exhibit 1 to this letter are: (a) the personnel files related to all of Abbott's Alternate Site field sales force from 1991 - 2003, and (b) that Abbott's production of this category of discovery has been completed.

Sincerely,

/s/

Rebecca A. Ford

Enclosures: (1)

Cc: James Breen, Esquire

Field Sales Representative	Bates Number Range
Rayford, Aaron	0298105-0298200
Hood, Laura	0298201-0298202
Palmer, Laura	0298203-00298206
Lyjak, Ted	0298207-0298255; 0298260-0298308
Bukaty, Kelly	0298256-0298259
Holland-Mayfield, Clydie	0298309-0298313; 0298322-0298326; 0301176-0301231
Mayfield, Camille	0298314-0298321
Paulson, Deborah	0298327-0298362
Bolt, Joanna	0298363-0298367
Lozano, Paul	0298368-0298389; 0301116-0301161
Ramsey, Mike	0298390-0298432
Blackwell, Ron	0298433-0298441; 0301352-0301382
Buffington, Karen	0298442-0298456
Houston, Kelly	0298467-0298472; 0298481-0298482
Crosby, Brad	0298483-0298498
Davidson, Brian	0298499-0298500
Dawson, Cindy	0298501-0298501
Drake, Debbie	0298510-0298561
Ellis, Elena	0298562-0298568
Felgenhauer, Carol	0298569-0298598
Gilmore, Scott	0298599-0298608; 0301168-0301175
Gilmore, Shannon	0298609-0298610; 0301162-0301167
Aldy, Keith	0298611-0298638
Connell, Jen	0298639-0298642; 0298660-0298661; 0298664-0298673
Wolfe, Jennifer	0298643-0298659
Crofoot, Andrew	0298676-0298700
Anderson, Tonita	0298701-0298702
Zackowski, Dave	0298703-0298823
Genuardi, Frank	0298824-0298851; 0301073-0301113; 0301984-0301987
Lauer, Trudy	0298852-0298861; 0298868-0298869
Goode, Trudy (Trudy Lauer?)	0298862-0298867
Harling, Dave	0298870-0299039
Kent, Julie	0299040-0299058
Rugnetta, Julie	0299059-0299062; 0299078-0299093; 0301304-0301309; 0301310-03
Less, Julie	0299063-0299077; 0299094-0299098; 0301293-0301303
Miser, Daryl	0299099-0299179
Quinby, Shannon	0299180-029917
Young, Diana	0299218-0299231
Dahlberg, Melina	0299232-0299233
Xavier, Melissa	0299234-0299243
Sellers, Michelle	0299244-029945; 0299256-0299257
Thrawl, Michelle	0299246-0299255
Kassak, Lisa	0299258-0299534
Schindler, David	0299535-0299560
Smith, Craig	0299561-0299679
Smith, Catrina	0299680-0299712
Strassner, Matthew	02997013-0299735
Hatfield, Amanda	0299736-0299778
Buck, Matthew	0299779-0299845
McGill, Doug "John"	0299846-0299922
McGill, Craig	299865

McNeal, Jomal	0299923-0299945
Loughman, Molly "Mary"	0299946-0300039
Kenney, Ma'at	0300040-0300057; 0301332-0301344
James, Chris	0300058-0300180
Lee-Haines, Jeani	0300181-0300203; 0302306-0302334
Jankowski, Deborah	0300204-0300257; 0300262-0300294
Spheeris, Paul	0300258-0300261
Bance-Cadichon, Matine	0300295-0300380
Moran, John "Marty"	0300575-0300673
Harsh, Harold "Frank"	0300674-0300779
Iwan-Massaró, Angeline	0300780-0300789; 0300792-0300794; 0302335
Vora, Suzy	300790
Ditty, Gerald	300791
Renick, Anne-Marie	0300795-0300900
Flournoy, Ed	0300901-0300936
Smith, Michelle	0300937-0300951
Flynn, Michael	0300952-0300954
Connors, Robert	0300955-0300957
Avila, Graviela	0300958-0300960
Zitlow, David	0300961-0300963
Pyfer, Paul	0300964-0300965
Metze, Laura	0300966-0301000
Sobo, Julia	0301001-0301006
French, Sr., Eric	0301007-0301035
Dillow, Monte	0301036-0301072
George, Tracy	0301114-0301115
Steenolsen, Scot	0301232-0301257
Szewczyk, Mark	0301258-0301292
Colon, Sam	0302063-0302086; 0302017-0302062
Beyrami, Jacquelyn	0302086-0302103
Hill, Denis	0302104-0302123
Sweeney, Edwin "Joseph"	0302124-0302271
Savage, Marva	0302272-0302286
Satterlee, Robert	0302287-0302305
Roach-Lucas, Doris	0302336-0302363
Rose, Beverly	302348
Spiers, Mark	0302364-0302393 (Abbot procedure manual: 0302394-0301309)
Ridge, Jeanie	0301345-0301349
Anthony, Ma'at	0301350-0301351
Balzer, Jeff	0301383-0301715
Kelly, Dennis	0301716-0301806
Robertshaw, Dawn	0301807-0301834
Russert, John	0301835-0301879
Cannon, Rob	0301880-0301905
Coleman, Chandra	0301906-0301938
Jessup, Kaye	0301939-0302016